

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 18 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 18 1999 under 65213

The applicant Michael Ettl, hereby make application for permission to change the Point of Diversion and Place of Use of water heretofore appropriated under Permit No. 36565

1. The source of water is underground
2. The amount of water to be changed 5.4 cfs
3. The water to be used for irrigation and domestic
4. The water heretofore permitted for irrigation and domestic
5. The water is to be diverted at the following point in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, T.3N., R.48E., M.D.B.&M., or at a point from which the W $\frac{1}{4}$ corner of said Section 9 bears S. 5 $^{\circ}$ 58' 00" W. a distance of 1163.4 feet.
6. The existing permitted point of diversion is located within in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17, T.3N., R.48E., M.D.B.&M., or at a point from which the SE corner of Section 17 bears S. 45 $^{\circ}$ 00' E. a distance of 1810.0 feet.
7. Proposed place of use E $\frac{1}{2}$ of SE $\frac{1}{4}$ Section 8; S $\frac{1}{2}$ of NW $\frac{1}{4}$, SW $\frac{1}{4}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 9; NW $\frac{1}{4}$, W $\frac{1}{2}$ of NE $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ and E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 16; E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 17, T.3N., R.48E., M.D.B.&M., 880 Acres.
8. Existing place of use SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17, E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 20, N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 21, SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, T.3N., R.48E., M.D.B.&M., 240 acres.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works well, pump, pivot system
12. Estimated cost of works
13. Estimated time required to construct works 3 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks:

By LARRY DOWERS
s/Larry Dowers Agent
HC 72 Box 7810
Dyer NV 89010

Compared my/cmf hf/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 36565 is issued subject to the terms and conditions imposed in said Permit 36565 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 22621, Certificate 7061; 22622, Certificate 7062; 65213; 65214, and 65215 shall not exceed 3,520 acre-feet annually for the irrigation of 880 acres.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.40 cubic feet per second, but not to exceed 960 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 8, 2002

Proof of completion of work shall be filed before:

February 8, 2002

Water must be placed to beneficial use on or before:

January 8, 2003

Proof of the application of water to beneficial use shall be filed on or before:

February 8, 2003

Map in support of proof of beneficial use shall be filed on or before:

February 8, 2003

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of, January A.D. 2001

Hugh Ricci, P.E.
State Engineer

Completion of work filed MAR 11 2002

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By Permit 69335 J. 068